THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.3689 of 2007

Date: 12.03.2007

Between:

M.Upender.

....Petitioner

and

The Assistant Divisional Engineer,
APCPDCL & another.

....Respondents

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O R D E R:

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The petitioner is residing in part of the house bearing No. 8-8-231/B/311,312 of Sri Krishna Nagar, Yousufguda, Hyderabad. The property stands in the name of his father. On account of disputes that arose between himself and his father, the latter is said to have got the power supply disconnected. The petitioner made an application to the respondents for providing a new power connection. When no action has been taken thereon, he has also made a representation, dated 12.02.2007. The grievance of the petitioner is that the power supply is not provided as yet and himself and his minor children are suffering on account of the same.

Heard the learned counsel for the petitioner and the learned standing counsel for the respondents.

Under the relevant provisions of law, the respondents can extend the power supply to a premises only at the request of the owner or other person authorised by the owner. As long as the owner of a property objects, they cannot provide the service connection to others. It may be true that the petitioner is residing in the premises for a long time, in his capacity as the son of the registered owner of the property. However, unless the petitioner acquires any right to the property as owner or in any other capacity, the respondents cannot be compelled to extend the power supply.

For the present, the petitioner cannot be granted any relief.

However, the respondents shall consider the request of the petitioner as and when he places the acceptable material in support of his claim to the property, in accordance with law.

The writ petition is accordingly disposed of. There shall be no order as to costs.

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12.03.2007

kdl